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Attorneys for Plaintiff  
LYNN ODRICK

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

LYNN ODRICK, an individual, on behalf of  
all others similarly situated and the general  
public,

Plaintiff,

v.

UNIONBANCAL CORPORATION, a  
Corporation, UNION BANK, N.A., a  
corporation, and DOES 1-10,

Defendants.

Case No. 10-CV-5565-SBA

**STIPULATION TO AMEND BRIEFING  
AND HEARING DATES FOR  
PLAINTIFF'S MOTION FOR CLASS  
CERTIFICATION AND ORDER**

1 Plaintiff LYNN ODRICK (“Plaintiff”) and Defendants UNION BANK, N.A. and  
2 UNIONBANCAL CORPORATION (“Defendants”) (collectively, “the Parties”), by and through  
3 their respective counsel, hereby stipulate as follows respecting an amended briefing schedule and  
4 hearing date for Plaintiff’s Motion for Class Certification pursuant to Rule 23 of the Federal  
5 Rules of Civil Procedure 23 and 29 U.S.C. § 216(b) (“Motion”):

6 WHEREAS, the Parties participated in a private mediation on September 26, 2011, and,  
7 the Parties are currently considering a mediator’s proposal;

8 WHEREAS, Plaintiff now seeks to amend her complaint to add new named plaintiffs;

9 WHEREAS, Defendants will need to conduct individual discovery on the new plaintiffs  
10 before filing their opposition to Plaintiff’s Motion;

11 WHEREAS, Plaintiff also needs to conduct several Rule 30(b)(6) depositions in advance  
12 of filing her Motion;

13 WHEREAS, defense counsel had an arbitration scheduled this month that hindered  
14 scheduling Rule 30(b)(6) depositions in October;

15 WHEREAS, due to complexity of the issues in this hybrid Rule 23/§ 216(b) action,  
16 Defendants require more time than the two-week turnaround currently provided to prepare an  
17 opposition to Plaintiff’s Motion;

18 WHEREAS, Plaintiff’s Motion is currently due November 1, 2011, Dkt. No. 22;

19 WHEREAS, Defendants’ opposition to Plaintiff’s Motion is currently due November 15,  
20 2011;

21 WHEREAS, Plaintiff’s reply brief in support of her Motion is currently due November  
22 22, 2011, Dkt. No. 22;

23 WHEREAS, Plaintiff’s Motion is currently set for hearing before this Court on December  
24 13, 2011 at 1:00 p.m., Dkt. No. 22;

25 WHEREAS, counsel for the parties have planned vacations in December 2011; and

26 WHEREAS, defense counsel has a two-week trial scheduled in mid-February 2012.

NOW THEREFORE, it is hereby stipulated and agreed by the Parties as follows:

1. The Parties shall file a stipulation to amend the complaint to add the new plaintiffs by November 11, 2011;
2. Plaintiff's Motion will be due on March 1, 2012;
3. Defendants' opposition to Plaintiff's Motion will be due on March 29, 2012;
4. Plaintiff's reply brief in support of her Motion will be due on April 12, 2012; and
5. All other dates in this case shall remain the same.

NOW THEREFORE, the Parties request that the Court reset the December 13, 2011 hearing on Plaintiffs' Motion to **May 3, 2012** or the first available hearing date thereafter.

IT IS SO STIPULATED.

DATED: October 11, 2011

SEYFARTH SHAW LLP

By s/ Eric M. Steinert

Eric M. Steinert

Justin T. Curley

Attorneys for Defendants  
UNIONBANCAL CORPORATION  
and UNION BANK, N.A.

DATED: October 11, 2011

ALEXANDER KRAKOW + GLICK LLP

By s/ Michael S. Morrison

Marvin E. Krakow

Michael S. Morrison

HURWITZ, ORIHUELA & HAYES LLP

By s/ Douglas B. Hayes

Cory H. Hurwitz

Douglas B. Hayes

Attorneys for Plaintiff  
LYNN ODRICK

**ORDER**

GOOD CAUSE APPEARING, it is hereby ORDERED, ADJUDGED, and DECREED  
that:

1. The Parties shall file a stipulation to amend the complaint to add the new  
plaintiffs by November 11, 2011;

2. Plaintiff's Motion for Class Certification shall be due on March 1, 2012;


3. Defendants' opposition to Plaintiff's Motion for Class Certification shall be due  
on March 29, 2012;

4. Plaintiff's reply brief in support of her Motion for Class Certification shall be due  
on April 12, 2012; and

5. Plaintiff's Motion for Class Certification shall be heard on **May 8, 2012 at 1:00  
p.m..**

IT IS SO ORDERED.

Dated: 10/12/11



Hon. Sandra Brown Armstrong